

APRIL 19, 2018

The Clarksburg City Council met in REGULAR SESSION on Thursday, April 19, 2018 at 6:00 P.M. at the Clarksburg Municipal Building – Council Chambers, 222 West Main Street, Clarksburg, West Virginia, with Mayor Goings presiding.

COUNCIL MEMBERS PRESENT:

Gary Bowden
Marshall Goff
Ryan Kennedy
Chad Sigmon
Vice Mayor Jim Malfregeot
Mayor Catherine Goings

ALSO PRESENT:

Martin Howe, City Manager
Annette Wright, City Clerk

COUNCIL MEMBER(S) ABSENT:

Frank Ferrari

Following roll call, the prayer and pledge were led by Councilmember Kennedy.

Council deviated from the agenda for the following presentation:

Mayor Goings presented a proclamation to Clarksburg-Harrison Regional Housing Authority Director Lou Aragona proclaiming April as “Fair Housing Month” in the City of Clarksburg. Mr. Aragona provided Council with the Authority’s Annual Report for 2017 and discussed the same in detail noting the Authority’s once again “high performer” rating. Mr. Aragona presented the Mayor with the PILOT payment check in the amount of \$62,006.94.

MOTION by Councilmember Goff, **SECONDED** by Councilmember Sigmon for approval of the minutes of the Regular session of Council held on April 5, 2018. **MOTION APPROVED UNANIMOUSLY.**

Mayor Goings called for petitions, communications and public hearings with no one appearing therefor.

AGENDA ITEM NO. 5: CITY MANAGER’S REPORT/UPDATE

**Manager’s Report
April 19, 2018
Submitted by Martin G. Howe**

General Updates

1. Spring Clean-up – As of Wednesday, April 18th, the Public Works Department has collected 135.49 tons and has made 128 trips to Landfill using various Public Works trucks with a Landfill tipping fee cost of \$5,151.66. This particular Clean-Up is 36% less than in tons for first eight (8) days in comparison to the most recent October 2017 Fall Clean-Up. The Clean-Up concludes on Friday, April 27th.
2. Road Slippage - The City is currently in the process of advertising a Request for Proposal (RFP) from engineering firms to provide engineering services to assist with addressing the road slips throughout the City. All proposals from interested firms are due by Monday, April 30th. The administration will interview interested firms and then negotiate a contract for Council to consider at its meeting tentatively on Thursday, May 17th.
3. DOH –
 - a. Northview Overpass – Field Review Meeting was conducted on-site on Tuesday, April 10th. Assistant City Manager, Anthony Bellotte, attended the meeting. A public meeting will be scheduled this summer for public comment.
 - b. Street Issues – City continues to communicate with DOH regarding conditions of State owned and maintained roadways within City (Main Street/Pike Street, Milford Street, Rt. 98, Joyce Street/Marshall Street/Buckhannon Pike). DOH crews have been out this past week working on these streets.
4. City Streets –
 - a. Public Works Department has begun using hot mix asphalt now that the plants have opened for operation. The City crews have been in the neighborhoods making appropriate road repairs along with sweeper operation and Spring Clean-Up.
 - b. All utility companies (Water Board, Dominion, Frontier) will be contacted to inform them to return to all utility cuts made over the winter and replace and repair with concrete and asphalt.
 - c. Public Works crews are in the process of cleaning approximately fifteen (15) streets that were affected by the recent flood waters.

Economic Development

1. Robinson Grand Performing Arts Center –
 - a. Window installation in Ballroom is complete.
 - b. HVAC installation in the Ballroom is complete.
 - c. Installation of wall tiles in first and second floor restrooms is approximately 99% complete.
 - d. Installation of wall assembly around the ADA ramp in the Lobby is approximately 98% complete.
 - e. Framing of upper Balcony Box Seats is approximately 80% complete.
2. TIF Funds – Administration is proposing to replace 577 linear feet of sidewalk and curb on W. Pike Street, N. 6th Street and Hewes Avenue. In addition, there will be installation of conduit and pull boxes installed for future new street lights. The administration recommends Council approve expenditure for \$123,668 from TIF funds and not to exceed \$125,000.
3. Ribbon Cutting – Taqueria Lou Lou (Mexican Restaurant), Tuesday, April 24th at 11:00 a.m., located at 1404 W. Va. Avenue.

Boards/Commissions

Planning and Zoning Commission – The City Manager is (re) appointing Patrick Shaffer to the P & Z Commission. This appointment is on Council’s agenda under new business for confirmation.

Police

1. Police –
 - a. Testing –
 - i. Physical ability test was held on Saturday, April 14th. A total of eleven (11) appeared to participate and six (6) passed.
 - ii. The written test is scheduled for Wednesday, May 2nd.
 - iii. Another physical ability test will be on Saturday, May 5th.
 - b. Taser Training – 37 officers were certified for use of tasers throughout the week and 30 officers will be issued tasers. This was made possible with the additional funding provided by Council.

FOIA

1. FOIA request from Lisa Kovach, Monday, April 16th requesting copies building permits, citations and fines and any documents in regard to the construction at 105 Brown Street, Clarksburg, WV. We will respond to Ms. Kovach’s request on Friday, April 20th and the information will be provided to her on Friday, May 4th.

UNFINISHED BUSINESS: NONE.

NEW BUSINESS:

A. CONSIDERATION OF FIRST READING OF AN ORDINANCE OF THE CITY OF CLARKSBURG AMENDING ARTICLE 1315.01 OF PART 13 OF THE CODIFIED ORDINANCES OF THE CITY OF CLARKSBURG BY AMENDING THE ZONING MAP; REZONING ALL THAT CERTAIN LOT OR PARCEL OF LAND CONTAINING 0.16 ACRE, SITUATE ON SOUTH 23RD STREET IN THE CITY OF CLARKSBURG, COAL DISTRICT, HARRISON COUNTY, WEST VIRGINIA, DESIGNATED AS PARCEL 216 ON TAX MAP 8 FROM ITS CURRENT STATUS AS A RESIDENTIAL-2 (R-2) DISTRICT TO BUSINESS-1 (B-1) DISTRICT

MOTION by Vice Mayor Malfregeot, **SECONDED** by Councilmember Sigmon for approval of the above-captioned ordinance on first reading. Under discussion, City Manager Howe confirmed that the plat and additional information would be in the packet. **MOTION APPROVED UNANIMOUSLY.**

B. CONSIDERATION FOR SIDEWALK/INFRASTRUCTURE IMPROVEMENTS ALONG N. 6TH STREET FROM WEST PIKE STREET TO HEWES AVENUE AND ALONG WEST PIKE STREET FROM N. 6TH STREET TO 440 W. PIKE STREET AND HEWES AVENUE FROM N. 6TH STREET TO EAST SIDE OF 444 W. PIKE STREET UTILIZING TIF FUNDS IN AN AMOUNT NOT TO EXCEED \$125,000

MOTION by Councilmember Sigmon, **SECONDED** by Councilmember Goff for approval of the above-captioned matter. **MOTION APPROVED UNANIMOUSLY.**

C. CONSIDERATION OF CONFIRMATION OF CITY MANAGER’S APPOINTMENT TO THE PLANNING & ZONING COMMISSION

MOTION by Councilmember Bowden, **SECONDED** by Councilmember Goff to confirm the City Manager’s reappointment of J. Patrick Shaffer to the Planning & Zoning Commission. **MOTION APPROVED UNANIMOUSLY.**

COUNCIL COMMENTS:

- Mayor Goings: Invited Council to the MYC’s “Shadow Day” luncheon on Monday, April 23rd at 12:30 p.m. at Minard’s.
- Councilmember Bowden: Reminded all about the final Grand Performances concert series scheduled for April 26th at RCB with tickets available by contacting Delores Yoke.
- Councilmember Kennedy: Noted that early voting starts next Wednesday.
- Councilmember Sigmon: Noted the passing of Barbara Bush and the recent hockey team tragedy and requested that all be kept in our prayers.

MOTION by Councilmember Goff, **SECONDED** by Councilmember Sigmon to adjourn into Executive Session pursuant to Chapter 6, Article 9A, Section 4 of the West Virginia Code to discuss matters involving the purchase, sale or lease of property, advance construction planning, the investment of public funds or other matters involving competition which, if made public, might adversely affect the financial or other interests of the City and to discuss legal matters and that the following persons be present: Mayor and Members of City Council, City Manager, Assistant City Manager and legal counsel. **MOTION APPROVED UNANIMOUSLY.**

Concluding Executive Session, **MOTION** by Councilmember Kennedy, **SECONDED** by Councilmember Bowden to reconvene into regular session. **MOTION APPROVED UNANIMOUSLY.**

There being no further business to come before Council at this time, **MOTION** was made to adjourn with no objections being made thereto.

Catherine A. Goings, Mayor

Approved: May 3, 2018

Annette M. Wright, City Clerk